

Message Text

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ACTION ACDA-10

INFO OCT-01 ARA-06 EUR-12 EA-06 IO-10 ISO-00 NRC-05 SSO-00

USIE-00 ACDE-00 NSCE-00 CIAE-00 H-02 INR-07 L-02

NSAE-00 OIC-02 OMB-01 PA-01 PM-03 PRS-01 SAJ-01

SAM-01 SP-02 SS-15 TRSE-00 DODE-00 NSC-05 BIB-01

INRE-00 /094 W

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O R 231930Z MAY 75

FM USMISSION GENEVA

TO SECSTATE WASHDC IMMEDIATE 3179

INFO AMEMBASSY BONN

AMEMBASSY BRUSSELS

AMEMBASSY CANBERRA

AMEMBASSY THE HAGUE

AMEMBASSY LONDON

AMEMBASSY MEXICO

AMEMBASSY MOSCOW

AMEMBASSY OTTAWA

AMEMBASSY ROME

AMEMBASSY TOKYO

USMISSION USUN

USMISSION IAEA VIENNA

USMISSION NATO

ERDA/GERMANTOWN

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EO: 11652: N/A

TAGS: PARM

SUBJ: NPT REVCON: NUCLEAR SUPPLY POLICY

REF: GENEVA 3645

1. AS OF COB MAY 23, FOLLOWING WAS STATUS OF CONSIDERATION OF
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DRAFT LANGUAGE ON NUCLEAR SUPPLY POLICY FOR INCLUSION IN FINAL

DECLARATION.

2. CONSULTATIONS AMONG MEMBERS OF ZANGGER COMMITTEE FIRST CONSIDERED REPORT BY JACKSON (UK) ON SUGGESTIONS HE HAD WORKED OUT WITH PHILIPPINE REPRESENTATIVE TO MAKE DRAFT TEXT ACCEPTABLE TO PHILIPPINES. GROUP ACCEPTED SLIGHTLY MODIFIED VERSIONS OF THESE SUGGESTIONS, AND, AFTER FURTHER DELIBERATIONS (PARTICULARLY ON HANDLING OF RESERVATION BY JAPAN AND EC COUNTRIES ABOUT FINNISH SUGGESTION THAT IMPORTING COUNTRIES SHOULD IMPORT ONLY FROM NPT PARTIES OR STATES THAT ACT IN THEIR SUPPLY POLICIES AS IF THEY WERE SUCH PARTIES) CAME UP WITH TEXT IN PARA 3 BELOW, WHICH WAS THEN SUBMITTED TO COMMITTEE II. IT IS UNDERSTOOD THAT THIS TEXT IS BEING TRANSMITTED BY COMMITTEE II TO THE PLENARY, WHICH WILL PRESUMABLY SUBMIT IT TO THE DRAFTING COMMITTEE AS PART OF THE GROUP OF DOCUMENTS WHICH WILL HAVE TO BE CONSIDERED IN WORKING OUT AN OVERALL CONFERENCE DECLARATION. WHILE FORMULATION IN FACT REFLECTS SUBSTANTIAL CONSENSUS AMONG THE NUMEROUS DELEGATIONS WHO PARTICIPATED IN THE CONSULTATIONS, THEY WERE OF COURSE ACTING AD REFERENDUM AND THE TEXT HAS NOT BEEN FORMALLY APPROVED OR ADOPTED.

3. BEGIN TEXT: (1) WITH REGARD TO THE IMPLEMENTATION OF ARTICLE III(2) OF THE TREATY, THE CONFERENCE NOTES THAT A NUMBER OF STATES SUPPLIERS OF NUCLEAR MATERIAL OR EQUIPMENT HAVE ADOPTED CERTAIN MINIMUM, STANDARD REQUIREMENTS FOR IAEA SAFEGUARDS IN CONNECTION WITH THEIR EXPORTS OF CERTAIN SUCH ITEMS TO NON-NUCLEAR WEAPON STATES, NOT PARTY TO THE TREATY. (HERE FOLLOWS FOOTNOTE REFERENCE TO IAEA DOCUMENT INFCIRC/209 AND ADDENDA). THE CONFERENCE ATTACHES PARTICULAR IMPORTANCE TO THE CONDITION OF AN UNDERTAKING OF NON-DIVERSION TO NUCLEAR WEAPONS OR OTHER NUCLEAR EXPLOSIVE DEVICES AS INCLUDED IN THE SAID REQUIREMENTS.

(2) THE CONFERENCE URGES

(A) THAT, IN ALL ACHIEVABLE WAYS, COMMON EXPORT SAFEGUARDS REQUIREMENTS BY STRENGTHENED, IN PARTICULAR BY EXTENDING THE APPLICATION OF SAFEGUARDS TO ALL PEACEFUL NUCLEAR ACTIVITIES IN THE IMPORTING COUNTRIES, NOT PARTY TO THE TREATY;

(B) THAT SUCH COMMON REQUIREMENTS BE ACCORDED THE WIDEST POSSIBLE MEASURE OF ACCEPTANCE AMONG ALL SUPPLIERS AND RECIPIENTS;

(C) THAT ALL NPT PARTIES SHOULD ACTIVELY PURSUE THEIR EFFORTS TO THESE ENDS.

(3) THE CONFERENCE TAKES NOTE

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(A) OF THE CONSIDERED VIEW OF MANY PARTIES TO THE TREATY THAT THE SAFEGUARDS REQUIRED UNDER ARTICLE III, 2 SHOULD EXTEND TO ALL PEACEFUL NUCLEAR ACTIVITIES IN IMPORTING COUNTRIES;

(B)(I) OF THE SUGGESTION INTENDED TO STRENGTHEN THE NPT THAT THE IMPORTING COUNTRIES, PARTY TO THE NPT, SHOULD CONSIDER IMPORTING NUCLEAR MATERIAL AND EQUIPMENT ONLY FROM STATES WHICH ARE PARTIES TO THE TREATY OR WHICH HAVE OTHERWISE SHOWN THAT THEY ACT IN THEIR SUPPLY POLICIES AS IF THEY WERE PARTIES THERETO, AND

(II) OF THE LEGAL AND OTHER OBSTACLES TO THE IMPLEMENTATION OF
THIS SUGGESTION, AND

(C) OF THE SUGGESTION THAT IT WAS DESIRABLE, IF POSSIBLE, TO
ARRANGE FOR COMMON SAFEGUARDS REQUIREMENTS IN RESPECT OF NUCLEAR
MATERIAL USED, PROCESSED OR PRODUCED BY THE USE OF SCIENTIFIC AND
TECHNOLOGICAL INFORMATION TRANSFERRED IN TANGIBLE FORM TO
NNWS NOT PARTY TO THE TREATY, AND THE HOPE THAT THIS ASPECT OF
SAFEGUARDS COULD BE FURTHER EXAMINED. END TEXT.DALE

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